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CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Post Office as first class mail in an envelope addressed to: Commissioner for Patents, Washington, D.C. 20231, on

Date: 11/30/01
Name: Tricia D'Agostino
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Clifford Chance Rogers & Wells LLP

Docket No. 6258-070

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: John M. Friel et al.

Filed: February 16, 2001 Group Art Unit: 1714

Serial No: 09/785,152 Examiner: Not Yet Assigned

For: PREPAINTS AND METHOD OF PREPARING PAINTS FROM PREPAINTS

THIRD SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

Commissioner for Patents
Washington, D.C. 20231

Sir:

In order to comply with 37 CFR 1.97 and 1.98, attached hereto is a copy of Form PTO-1449 and copies of the documents listed thereon. The documents are two Italian brochures from Colorifocio Adriatico Ltd. which disclose a DPS Dispensing Paint System. English translations of the Italian brochures are also submitted herewith.

The brochures are not dated. Applicants have determined that they first became aware of the Italian brochures on March 15, 2000 when Mr. Ludger Kueper of the Frankfurt Office of Rohm & Haas Company received the brochures. Mr. Kueper read the documents (in Italian) and summarized their disclosures in an e-mail sent on the same day to Mr. Jakob Sigurdsson located at Rohm & Haas' corporate headquarters in Philadelphia. At some point, Mr. Sigurdsson sent the Italian brochures to the Rohm & Haas research personnel who had them translated into English.

Applicants respectfully request the Examiner's consideration of the cited brochure and entry into the record of this application and that they be cited of record in the prosecution history of the present application by initialing Form PTO-1449 next to the document. Such initialing is requested even if the Examiner does not consider a cited document to be sufficiently pertinent to use in a rejection, or otherwise does not consider it to be prior art for any reason, or even if the Examiner does not believe that the guidelines for citation have been fully complied with. This is requested so that each document becomes listed on the face of the patent issuing on the present application.

The present Information Disclosure Statement is being submitted in compliance with 37 CFR 1.56, but the citation of such document is not to be construed as an admission that such document is necessarily relevant or prior art. No representation is intended that the cited documents represent the results of a complete search, and it is anticipated that the Examiner, in the normal course of examination, will make an independent search and will determine the best prior art consistent with 37 CFR 1.104 and, in the course of each search, will review for relevance every document cited on the attached form even if not initialed.

The present Information Disclosure Statement has been submitted prior to the receipt of an Office Action in this application. No fee is due. However, in the event that additional fees are due for consideration of these documents, the Commissioner is hereby authorized to charge such fee to deposit Account No. 50-0521.

Respectfully submitted,

Date: November 29, 2001

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